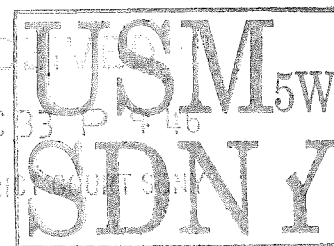


Criminal Notice of Appeal - Form A

NOTICE OF APPEAL

United States District Court

Southern District of New York



Caption:

UNITED STATES OF AMERICA v.

MARK ALLIE, et al.

Docket No.: 13-cr-242

The Hon. Shira A. Scheindlin

(District Court Judge)

Notice is hereby given that the United States of America appeals to the United States Court of Appeals for the Second Circuit from the judgment other ☒ Suppression of Evidence as to Luz Figueroa entered in this action on December 2, 2013 (date) (specify)

This appeal concerns: Conviction only ☐ Sentence only ☐ Conviction & Sentence ☐ Other ☒

Defendant found guilty by plea ☐ trial ☐ N/A ☒

Offense occurred after November 1, 1987? Yes ☒ No ☐ N/A ☐

Date of sentence: ☐ N/A ☒

Bail/Jail Disposition: Committed ☒ Not committed ☐ N/A ☐

Appellant is represented by counsel? Yes ☒ No ☐ If yes, provide the following information:

Defendant's Counsel: Walter Mack

Counsel's Address: Doar Rieck Kaley & Mack

217 Broadway, 7th Floor, New York, NY 10007-2911

Counsel's Phone: 212-619-3730

Assistant U.S. Attorney: Jared Lenow

AUSA's Address: U.S. Attorney's Office, Southern District of New York

One St. Andrew's Plaza, New York, NY 10007

AUSA's Phone: 212-637-1068

Jared Lenow
Signature

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

- v. -

MARK ALLIE, et al.,

Defendants.

RECEIVED

CERTIFICATION

2013 DEC 33 P 9:46

13 Cr. 242 (SAS) S DISTRICT COURT SDNY

Pursuant to 18 U.S.C. § 3731, I hereby certify that the Government's appeal of the order of the district court dated December 2, 2013 (the "December 2 Order"), granting defendant Luz Figueroa's motion to suppress, is not taken for purpose of delay, and that the evidence suppressed pursuant to the December 2 Order is a substantial proof of a fact material in the proceeding.

Dated: New York, New York
January 2, 2014

Preet Bharara /JL

PREET BHARARA
United States Attorney
Southern District of New York

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail and ECF on January 2, 2014 on:

Walter Mack
Doar Rieck Kaley & Mack
Astor Building
217 Broadway, 7th Floor
New York, NY 10007-2911
212-619-3730 (Telephone)
212-962-5037 (Facsimile)



Jared Lenow
Assistant United States Attorney
(212) 637-1068

Dated: New York, New York
January 2, 2014